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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
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Docket Number (Optional)

83,682

In re Application of: Dean Scribner

Application No.: 10/061,413

Filed: 02/04/2002

For: Microelectronic Stimulator Array

The owner\*, United States Navy, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,393,327 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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expires for failure to pay a maintenance fee;

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is found invalid by a court of competent jurisdiction;

is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;

has all claims canceled by a reexamination certificate;

is reissued; or

is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 36,182

Signature

Date

John J. Karsek

Typed or printed name

202-404-1552

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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Fax: 571-273-0047**Date:** 12/16/04Cover Sheet + 2 Pages**Message:**

Pursuant to a telephone conversation yesterday with Examiner Andy Kashnikov, applicant submits herewith a signed Terminal Disclaimer for U.S. Patent application Serial No. 10/061,413 to Scribner.

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